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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
U.S. BANK, NATIONAL ASSOCIATION, in its :
capacity as Trustee, JOSHUA N. TERRY, and ACIS :
CAPITAL MANAGEMENT, L.P., :
:
Plaintiffs, :
:
-against- :
:
THE CHARITABLE DONOR ADVISED FUND, :
L.P., CLO HOLDCO LTD., and NEXPOINT :
DIVERSIFIED REAL ESTATE TRUST, :
:
Defendants. :
----- X

1:21-cv-11059-GHW

ORDER

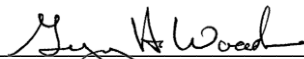
GREGORY H. WOODS, District Judge:

Counter-Defendant Brigade Capital Management, LP's May 24, 2023 request for leave to file a motion to dismiss, Dkt. No. 114, is granted. The deadline for Counter-Defendant Brigade Capital Management, LP to file its motion to dismiss is May 31, 2023. Any opposition papers are due within twenty-one days of service of the motion to dismiss; the reply, if any, is due within fourteen days after service of any opposition papers.

The Clerk of Court is respectfully directed to terminate the motion pending at Dkt. No. 114.

SO ORDERED.

Dated: May 30, 2023



GREGORY H. WOODS
United States District Judge